

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

TREMONT REALTY CAPITAL, INC., a  
Massachusetts Corporation,  
Plaintiff,

v.

PINNACLE GROUP, LLC, an Arizona limited  
liability company; ADAMS CANYON RANCH,  
LLC, an Arizona limited liability company,  
JOHN LANG, an individual; and MICHAEL  
GRADY, an individual,  
Defendants

and

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PINNACLE GROUP, LLC, an Arizona limited  
liability company; ADAMS CANYON RANCH,  
LLC, an Arizona limited liability company,  
JOHN LANG, an individual; and MICHAEL  
GRADY, an individual,  
Counterclaimants,

v.

TREMONT REALTY CAPITAL, INC., a  
Massachusetts Corporation,  
Counter-Defendant,  
and

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PINNACLE GROUP, LLC, an Arizona limited  
liability company; ADAMS CANYON RANCH,  
LLC, an Arizona limited liability company,  
JOHN LANG, an individual; and MICHAEL  
GRADY, an individual,  
Third-Party Plaintiffs,

v.

FORTIS ADVISORS, LLC, an Arizona  
limited liability company; TREMONT-FORTIS  
REALTY CAPITAL, LLC, an unknown entity;  
RUSSELL POSORSKE, an individual;  
RICHARD C. GALLITTO, an individual;  
DANIEL O. MEE, an individual,  
Third-Party Defendants.

**Case No. 04-11853-RGS**

**STIPULATION FOR EXTENSION OF  
TIME TO RESPOND TO TREMONT  
REALTY CAPITAL, INC.'S MOTION  
TO DISMISS COUNTS I, II, III AND  
VI OF THE FIRST AMENDED  
COUNTERCLAIM**

Counterclaim plaintiffs Pinnacle Group, LLC, Adams Canyon Ranch, LLC, John  
Lang, and Michael Grady (hereinafter collectively referred to as the "Pinnacle Parties")

and counterclaim defendant Tremont Realty Capital, Inc. (hereinafter "Tremont") hereby stipulate and agree that the Pinnacle Parties shall have an extension of time, up to and including June 10, 2005, within which to respond to Tremont's Motion to Dismiss Counts I, II, III and VI of the First Amended Counterclaim.

Respectfully Submitted,

PINNACLE GROUP, LLC,  
ADAMS CANYON RANCH, LLC,  
JOHN LANG, and MICHAEL GRADY,

TREMONT REALTY CAPITAL, INC.

*/s/ Armando J. Acosta*

*/s/ Michael S. Day*

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Dated: May 24, 2005